IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF CALIFORNIA CLARENCE BROWN, Plaintiff, 1: 05 CV F 0253 OWW WMW P ORDER DISMISSING ACTION VS. WITHOUT PREJUDICE C/O T. MORTON, et al., Defendants. The court having received a suggestion of death, and no response having been filed to the order dated July 31, 2008; This matter is ordered dismissed without prejudice. IT IS SO ORDERED. /s/ Oliver W. Wanger UNITED STATES DISTRICT JUDGE Dated: January 29, 2009